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10 Attorneys for Plaintiff States

11 IN THE UNITED STATES DISTRICT COURT
12 FOR THE NORTHERN DISTRICT OF CALIFORNIA
13 SAN FRANCISCO DIVISION
14

15 **STATE OF CALIFORNIA et al.,** Plaintiffs,
16 v.
17 **INFINEON TECHNOLOGIES AG et al.,** Defendants.
18

19 **THIS DOCUMENT RELATED TO:**
20 **ALL AG ACTIONS**
21

Case No.: C 06 4333 PJH

**JOINT STIPULATION AND
[PROPOSED] ORDER
REGARDING PARTIES'
BRIEFING SCHEDULE FOR
DEFENDANTS' MOTION TO
DISMISS FOR FAILURE TO
STATE A CLAIM UPON WHICH
RELIEF CAN BE GRANTED**

22 On November 27, 2007, Defendants Nanya Technology Corp. and Nanya Technology USA
23 (collectively "Nanya"), NEC Electronics America, Inc. ("NEC"), Mosel Vitelic Inc. and Mosel
24 Vitelic Corp. (collectively "Mosel"), Infineon Technology AG and Infineon Technology North
25 America Corp. (collectively "Infineon"), Hynix Semiconductor Inc. and Hynix Semiconductor
26 America Inc. (collectively "Hynix"), Micron Technology, Inc. and Micron Semiconductor Products,
27 Inc. (collectively "Micron"), and Elpida Memory, Inc. and Elpida Memory (USA) Inc.
28 (collectively "Elpida"), filed a Notice of Motion and Motion to Dismiss For Failure to State A

Joint Stip. and [Proposed] Order Re Briefing Sched. For Mot. to Dismiss Case No. M-06-4333 PJH - M-02-1486 PJH

1 Claim Upon Which Relief Can Be Granted. The original briefing schedule and hearing date
2 were as follows:

3 Deadline to file opposition to motion to dismiss: December 26, 2007

4 Deadline to file reply: January 2, 2008

5 Hearing date: January 16, 2008, 9:30 AM

6 Representatives of the plaintiff States and defendants have met-and-conferred, and have
7 agreed to a proposed modification of the schedule in light of counsel and the parties' schedules
8 during the holiday season. The parties have therefore stipulated, and propose to the Court, that
9 the original dates be modified as follows:

10 Deadline to file opposition to motion to dismiss: January 9, 2008

11 Deadline to file reply: January 30, 2008
9:00

12 Hearing date: February 27, 2008, 9:30 AM

13
14 Dated: December 18, 2007

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_____/s/
STEVEN H. BERGMAN, ESQ.,

*Attorneys for Hynix Semiconductor Inc. and
Hynix Semiconductor America Inc. and, for
purposes of this stipulation only, signing on
behalf of all other defendants*

_____/s/
23 EMILIO E. VARANINI, ESQ.,

24 *Liaison Counsel for Plaintiff States*

25 I, Nicole Gordon, attest that concurrence in the filing of the document has been obtained
26 from each of the other signatories.

_____/s/
27 Nicole Gordon
28 Deputy Attorney General for the State of California

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ORDER

Pursuant to the parties' stipulation, IT IS ORDERED THAT the briefing schedule for Defendants' Motion to Dismiss For Failure to State A Claim Upon Which Relief Can Be Granted be modified as follows:

Deadline to file opposition to motion to dismiss: January 9, 2008

Deadline to file reply: January 30, 2008

Hearing date: February 27, 2008, ^{9:00}~~9:30~~ AM

Dated: December 21, 2007

